7901703/2023/VIG-IV-REV01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Prohibition and Excise Department – Surprise Check conducted by the ACB over the staff of Enforcement Wing of Prohibition & Exise Department, Srikakulam on 28.12.2015 - Sri A.S.Seshagiri Rao, P&E Inspector and 6 other P&E officials - Case entrusted to the TDP - TDP abolished - Initiation of Disciplinary Proceedings against Sri Mukthagucha Siva Prasad, Incharge Assist Commissioner, P&E, Srikakulam district, and Appeal) Rules, 1991 – Articles of Charge – Issued

---

REVENUE (VIGILANCE.IV) DEPARTMENT

G.O.Rt.No.814 **Dated.30.08.2023**

Read the following:

1. From DG, ACB A.P. Letter Rc.No.172/DES-VSK/2015, dt.29.06.2016
2. Govt.Memo.No.295573/Vig.I.2/2016, dated:14.09.2016
3. Govt.Memo.No.295573/Vig.I.2/2016, dated:28.12.2016
4. Act 29 of 2022 to repeal the Andhra Pradesh civil services (Disciplinary Proceedings Tribunal) Act, 1960 and to provide for matters connected therewith or incidental thereto published in AP Gazette, Part-IV-B Extrordinary No.29, Amaravati, dt:22.12.2022.
5. G.O.Ms.No.98, G.A.(Ser.E)Department, dt:18.08.2022.
6. From GA(COI-R) Dept,U.O.Note.No.1878240/GAD/COI-R/2022-8, dt:29.11.2022.
7. Govt.Memo.No.Rev-01/CPE/4/2023-Vig.IV, dated:16.05.2023
8. From DG, ACB in Lr.Rc.No.172/DES-VSK/2015-S.12, Dated: 03.07.2023

****

ORDER:

Whereas in the reference 1st cited, the Director General, Anti Corruption Bureau conducted Surprise Check over the staff of Enforcement Wing of Prohibition & Exise Department, Srikakulam on 28.12.2015 and recommended to place the defence of Sri A.S.Seshagiri Rao, P&E Inspector and 6 other P&E officials before TDP.

2. In the reference 2nd read above, Government placed Sri A.S Seshagiri Rao, Prohibition & Excise Sub-Inspector, Srikakulam district and 6 other P&E officials, on their defence before TDP and sent the Part-B Note to the TDP in the reference 3rd read above.

3. Whereas in the reference 4th read above, it was ordered that "the Tribunal constituted under the repealed Act shall stand abolished and all cases pending before the said Tribunal for Disciplinary proceedings on the said date shall stand transferred to the Commissionerate of Inquiries (COI) to continue the pending proceedings and shall be disposed off by it in accordance with the statutory rules governing conduct of the disciplinary proceedings in due compliance with principles of natural justice".

4. Accordingly, it is proposed to hold an inquiry against the said Sri Mukthagucha Siva Prasad, Incharge Assist Commissioner, P&E, Srikakulam district in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

5. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure.I). A statement of the imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure.II). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III & IV).

(PTO)

7901703/2023/VIG-IV-REV01

6. Sri Mukthagucha Siva Prasad, Incharge Assist Commissioner, P&E, Srikakulam district is directed to submit their written statement of defence within 15 days from the receipt of this order and also to state whether he desires to be heard in person.

7. He is informed that inquiry will be held only in respect of those articles of charge, which are not admitted. He should, therefore, specifically admit or deny each article of charge.

8. Sri Mukthagucha Siva Prasad, Incharge Assist Commissioner, P&E, Srikakulam district is further informed that if he is not submit his written statement of defence on or before the date specified in para 6 above, or does not appear in person before the inquiring authority or otherwise fails or refused to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991, or the orders/directions issued in pursuance of the said Rules, the inquiring authority may hold the inquiry against him exparte.

9. Attention of Sri Mukthagucha Siva Prasad, Incharge Assist Commissioner, Srikakulam district is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken againt him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules,1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERENMENT

To
Sri Mukthagucha Siva Prasad, Incharge Assist Commissioner, Srikakulam district through the Commissioner of Prohibition & Excise, Andhra Pradesh, Vijayawada. (w.e.) (02) copies.
The Commissioner of Prohibition & Excise, Andhra Pradesh, Vijayawada (with a request to serve the G.O. to the individual and furnish served copy with dated signature for record).

Copy to:-
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary, Andhra Pradesh Vigilance Commission, A.P.Secretariat, Velgapudi.
SC/SF.

// FORWARDED:: BY ORDER//

SECTION OFFICER